

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

MAX BIRMINGHAM,

Plaintiff,

No. 1:20-cv-00329

v

DANA NESSEL,

HON. JANET T. NEFF

Defendant.

MAG. PHILLIP J. GREEN

Max Birmingham
Pro Per Plaintiff
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DEFENDANT'S MOTION TO DISMISS

In lieu of an answer to the complaint, Defendant Dana Nessel, by counsel, moves for dismissal of Plaintiff Max Birmingham's complaint pursuant to Fed. R. Civ. P. 12(b)(1) because Birmingham does not have standing to bring this complaint.

Respectfully submitted,

Dana Nessel
Attorney General

s/Kendell S. Asbenson

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Dated: June 23, 2020

CERTIFICATE OF SERVICE

I hereby certify that on June 23, 2020, I electronically filed the above document(s) with the Clerk of the Court using the ECF System, which will provide electronic copies to counsel and parties of record.

s/Kendell S. Asbenson

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